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Poisonous and Habit-Forming Drugs—Articles Containing, to be Labeled—Sale and Dispensing of Cocaine and Heroin. (Chap. 154, Act Mar. 1, 1915.)

Amendment.—That sections 2942 and 2943, compiled laws of North Dakota for the year 1913 be, and the same are hereby, amended to read as follows:

SEC. 2942. *Drugs and medicines to be labeled.*—Every proprietary product, drug, medicine, or beverage containing any alcohol, morphine, opium, alpha or beta eucaine, chloroform, cannabis indica, chloral hydrate, acetanilid, croton oil, cotton root, ergot, oil of tansy, or oil of savin, or any derivative, salt, or preparation of any such substance contained therein, shall be labeled in plain, open Gothic letters printed on a white background by themselves and immediately following the name of the product showing the name, the proportion or percentage of each of the foregoing constituents, and the said facts shall be set forth on the face or principal label, also upon the carton or container.

SEC. 2943. *Cocaine and heroin; how sold.*—No product or preparation shall be sold, offered for sale, or given away which contains cocaine or any of its salts or derivatives, and no delivery of cocaine or of its salts shall be made in this State except upon the written prescription of a duly licensed North Dakota physician, dentist, or veterinarian, and the said prescription shall not be refilled. That no product or preparation shall be manufactured, sold, or offered for sale, or given away containing any heroin, and that no person shall be permitted to have in his or her possession any preparation which contains heroin or any of its salts or derivatives, and no delivery of heroin or of any of its salts or derivatives shall be made in this State except on the written prescription or order of a physician duly licensed to practice in North Dakota, and said prescription or order shall not be refilled. It shall be unlawful for any duly registered physician or licensed dentist to write, issue, deliver, or dictate, either directly or indirectly, any prescription containing heroin for any habitual user, and it shall be unlawful for any licensed veterinarian or dentist to write, issue, deliver, or dictate, either directly or indirectly, any prescription for a human being of any preparation containing heroin. Any person violating any of the provisions of this section shall, upon conviction, be punished by a fine of not to exceed \$1,000, nor less than \$100, or by imprisonment in the State penitentiary not more than one year, or in the county jail not more than six months, or by both such fine and imprisonment, and if such person be a licensed physician, dentist, veterinarian, or druggist, his license may be declared forfeited.

OHIO.

Ophthalmia Neonatorum—Notification of Cases—Prevention of. (Act May 25, 1915.)

SECTION 1. Any inflammation, swelling, or redness in either one or both eyes of any infant, either apart from or together with any unnatural discharge from the eye or eyes of such infant, independent of the nature of the infection, if any, occurring any time within two weeks after the birth of such infant, shall be known as "inflammation of the eyes of the new born."

SEC. 2. It shall be the duty of any physician, surgeon, obstetrician, midwife, nurse, maternity home or hospital of any nature, parent, relative, and any persons attendant on or assisting in any way whatsoever any infant or the mother of any infant at childbirth or any time within two weeks after childbirth, knowing the condition hereinabove defined to exist, within six hours thereafter to report such fact, as the State board of health shall direct, to the local health officer of the city, town, village, or whatever other political division there may be within which the infant or the mother of any such infant may reside. For such services the attending physician, surgeon, obstetrician, midwife, nurse, maternity home or hospital shall receive from the State treasurer a fee of 50 cents.

SEC. 3. It shall be the duty of the local health officer:

1. To investigate or to have investigated each case as filed with him in pursuance with the law, and any other such case as may come to his attention.

2. To report all cases of inflammation of the eyes of the new born and the result of all such investigation as the State board of health shall direct.

3. To conform to such other rules and regulations as the State board of health shall promulgate for his further guidance.

SEC. 4. It shall be the duty of the State board of health:

1. To enforce the provisions of this act.

2. To promulgate such rules and regulations as shall, under this act, be necessary for the purpose of this act, and such as the State board of health may deem necessary for the further and proper guidance of local health officers.

3. To provide for the gratuitous distribution of a scientific prophylactic for inflammation of the eyes of the new born, together with proper directions for the use and administration thereof, to all physicians and midwives as may be engaged in the practice of obstetrics or assisting at childbirth.

4. To provide, if necessary, daily inspection and prompt and gratuitous treatment to any infant whose eyes are infected with inflammation of the eyes: *Provided further*, That the State board of health, if necessary, shall defray the expense of such treatment from such sum as may be appropriated for its use.

5. To publish and promulgate such further advice and information concerning the dangers of inflammation of the eyes of the new born, and the necessity for prompt and effective treatment.

6. To furnish copies of this law to all physicians and midwives as may be engaged in the practice of obstetrics or assisting at childbirth.

7. To keep a proper record of any and all cases of inflammation of the eyes of the new born as shall be filed in the office of the State board of health, in pursuance with this law and as may come to their attention in any way, and to constitute such records a part of the annual report to the governor and the legislature.

8. To report any and all violations of this act as may come to its attention to the State board of medical registration and examination and also to the local police or county prosecutor in the county wherein said misdemeanor may have been committed, and to assist said official in every way possible, such as by securing necessary evidence.

SEC. 5. It shall be the duty of the physicians, midwives, or other persons in attendance upon a case of childbirth in a maternity home, hospital, public or charitable institution, in every infant immediately after birth, to use some prophylactic against inflammation of the eyes of the new born and to make record of the prophylactic used. It shall also be the duty of such institution to maintain such records of cases of inflammation of the eyes of the new born as the State board of health shall direct.

SEC. 6. It shall be the duty of a midwife in every case of childbirth under her care, immediately after birth, to use such prophylactic against inflammation of the eyes of the new born as the State board of health requires. Whoever being a physician, surgeon, midwife, obstetrician, nurse, manager or person in charge of a maternity home or hospital, parent, relative or person attendant upon or assisting at the birth of any infant violates any of the provisions of this act, shall be deemed guilty of a misdemeanor and upon conviction thereof be fined in a sum not less than \$50 nor more than \$100 and for each second or subsequent offense shall be fined not less than \$100 nor more than \$300. It shall be the duty of the prosecuting attorney to prosecute all violations of this act.

SEC. 8. The sum of \$5,000 shall be annually appropriated for the use of the State board of health in enforcing and carrying out the provisions of this act. Any and all necessary and legitimate expenses that may be incurred in prosecuting a case under this act, shall, on proper showing, be met by the State board of health out of this

appropriation. In addition thereto, all fines and penalties recovered hereunder shall be paid into the State Treasury and shall constitute a special fund for the use and purposes of the State board of health as herein enacted.

Ophthalmia Neonatorum—Prevention of. (Reg. Bd. of H., Aug. 12, 1915.)

1. Every physician, surgeon, obstetrician, midwife, nurse, maternity home or hospital required to report to the local health officer the condition defined as inflammation of the eyes of the new born, in an act entitled "An act for the prevention of blindness from inflammation of the eyes of the new born, designating certain powers and duties and otherwise providing for the enforcement of this act," passed May 19, 1915, shall make such report in writing. Said written report shall give the name and address of the reporting physician, surgeon, obstetrician, midwife, nurse, maternity home or hospital, the name, sex, age in days, and address of the infant afflicted with inflammation of the eyes of the new born, together with the name of the mother of such infant, provided that in the case of any unnamed infant so afflicted the designation "unnamed" shall be written in lieu of a given name.

2. If, in the opinion of the reporting physician, surgeon, obstetrician, midwife, nurse, maternity home, or hospital, the conditions of the case so require, in addition to the written report, an immediate notice of such case shall be given to the health officer in the most rapid manner available.

3. Upon receipt of a written report of a case of inflammation of the eyes of the new born the local health officer shall immediately write on the report the date and hour of the receipt of the report, together with his own signature, and shall make a permanent record of the case for the use of the local health department. The original written report shall be thereafter forwarded at once by mail to the State department of health.

4. Parents, relatives, and other persons required to report a case of inflammation of the eyes of the new born shall make such report to the health officer in the most rapid manner available. Each case so reported to the health officer, and any other case coming to his attention otherwise than by the written reports as provided above, shall be reported in writing to the State department of health by the health officer. Such report from the health officer shall give the name and address of the person who first notified the health officer of the case, or a statement as to the health officer's source of information concerning the case, together with the name, sex, age in days, and address of the infant afflicted with inflammation of the eyes of the new born and the name of the mother of such infant, provided that in the case of any unnamed infant so afflicted the designation "unnamed" shall be written in lieu of a given name.

5. The local health officer shall forward by mail to the State department of health on blanks provided for the purpose a report of the investigation and history of each and every case of inflammation of the eyes of the newborn reported to him or coming to his attention, said report to be submitted as soon as practicable.

6. Between the 1st and 6th of each month the secretary and executive officer of the State board of health shall certify to the treasurer of State the name and address of every physician, surgeon, obstetrician, midwife, nurse, maternity home or hospital from whom one or more, the number to be specified, written reports of cases of inflammation of the eyes of the newborn, submitted in full compliance with statute and rules and regulations of the State board of health, have been received by the State department of health during the preceding month.

[These regulations were effective Aug. 20, 1915.]